IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil Application no.1462 of 2004
in first appeal no.567/2000
with cross objection 7098/2004 in F.A. 567/04

Mr. Michel J.F. Rodriques .....Applicant
v/s
Akil Jabbar Shaikh & ors. .....Respondents

Mr. Uday Warunjikar for the applicant
Mr. G.S. Godbole for the Respondents 1 to 6

Coram:- R.V. MORE, J
27th April, 2007.

P.C.

The Civil application is filed by the original Respondents in the aforesaid first appeal. The applicant has also filed cross appeal. The aforesaid first appeal is filed by the claimants against the applicants in the Civil application and insurance company also.

2. This Court by order dt. 16-9-2005 granted stay in favour of the applicant on condition that he shall deposit an amount of Rs. 4,00,000/- within the period of 8 weeks. Thereafter, by order dt. 16-9-2005 the applicant was permitted to deposit 1,00,000/- before the M.A.C.T. Satara

within 3 weeks and this time of 3 weeks was again extended till 24-4-2007 by the order dt. 1-3-2007. It is not disputed before me by the learned counsel for the parties that till today the applicant has not deposited any amount. In view of this I do not see any reason to entertain aforesaid civil application and same is, therefore, dismissed.

(R.V. More, J)